



DEFENSE INTELLIGENCE AGENCY

WASHINGTON, D.C. 20340-5100



JUL 18 2019

U-19-0215/FAC-2

Mr. Carlos Gamez
MuckRock News
Dept Mr 52722
411A Highland Ave
Somerville, MA 02144-2516

Dear Mr. Gamez:

This responds to your Freedom of Information Act (FOIA) appeal dated May 08, 2018, identified as APP-0030-2018. In your letter, you appealed the Defense Intelligence Agency's decision, under the FOIA to deny your expedited processing request for all materials prepared by DIA that was presented to senators in regards to attacking Syria in response to your FOIA request, identified as case number FOIA-0248-2018.

After a careful review of your appeal and the governing law, I have determined that your appeal must be denied. As previously stated in DIA's letter to you dated April 26, 2018, under the FOIA, requests will be taken out of order and given expedited treatment whenever it is determined that they involve one or more of the following criteria:

- a) Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual;
- b) An urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information;
- c) The loss of substantial due process rights; or
- d) A matter of widespread and exceptional media interest in which there exists possible questions about the government's integrity which affect public confidence.

Based on the information you submitted in your appeal request, you have not adequately met the above outlined requirements for expedited processing as stipulated in 32 Code of Federal Regulations (CFR) § 286.8.

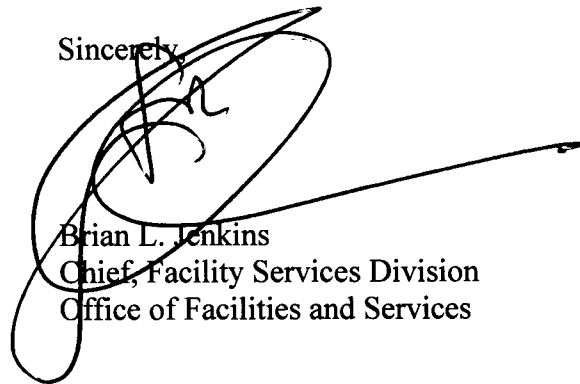
Please be advised, as it relates to your request for a waiver of fees that a determination will be made, if applicable, after a search for records responsive to your request has been conducted. If you are dissatisfied with my response to your appeal, you may contact the FOIA Requester Customer Service Center or our FOIA Public Liaison at 301-394-5587.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. You may contact OGIS by email at ogis@nara.gov; telephone at 202-741-5770, toll free at 1-877-684-6448 or facsimile at 202-741-5769; or you may mail them at the following address:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740-6001

You may also seek judicial review in accordance with 5 U.S.C. § 552 (a)(4)(B) before a United States District Court.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read 'B. Jenkins', is written over the typed name and title. The signature is enclosed within a large, loopy oval shape.

Brian L. Jenkins
Chief, Facility Services Division
Office of Facilities and Services